

**PERMIT CONDITIONS**  
**CUSTOM MARBLE PRODUCTS**  
Permit Number 96-0068  
March 28, 1996

*The numerical section references in this Permit are based on Maricopa County Air Pollution Control Rules and Regulations (Rules) in effect on the date of issuance of these Permit Conditions. In the event that these rules are revised to change the numerical references during the term of this Permit, the revised numbering system will apply to this permit.*

**GENERAL CONDITIONS:**

1. **Annual Compliance Certification:** The Permittee shall file an annual compliance certification with the Maricopa County Department of Environmental Services (Department), Attn: Air Quality Compliance Supervisor. The compliance certification shall be filed on a form and in the manner specified by the Maricopa County Air Pollution Control Officer (Control Officer).
2. **Certification:** Any document which is required to be submitted by this Permit or the Rules shall contain certification by a responsible official of truth, accuracy and completeness. This certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
3. **Controls:** Except as provided by the applicable Rules or these Permit Conditions, the Permittee shall not operate any equipment or process unless air pollution controls, required by either this Permit or the Rules, are in place, are operating without bypass, and are operating within their design parameters and in accordance with any other conditions specified in this Permit. This requirement to operate any required air pollution control equipment may be temporarily waived:
  - a. for good cause if advanced written approval is obtained from the Control Officer, or
  - b. for preventative maintenance of the control device if the shutdown is allowed in the control's Operation and Maintenance Plan which has been approved in writing by the Control Officer.

The Permittee shall notify the Control Officer, in accordance with Rule 220, before making any additions, modifications or replacements to any air pollution control equipment. This notification requirement does not apply to normal maintenance and repair activities.

4. **Fees:** The Permittee shall pay, in a timely manner, an annual fee for this Permit as determined by the Control Officer in accordance with Rule 280.
5. **Fugitive Dust:** The Permittee shall take all reasonable precautions to minimize the emissions of fugitive dust in accordance with §300 of Rule 310.

6. **Leased/Rented/Borrowed Equipment:** If the Permittee leases, rents, or lends any equipment covered by this permit to a second party, the Permittee shall provide the second party with a copy of this Permit. It is the responsibility of the person using the equipment to make sure that the equipment is properly permitted and operated. If the Permittee does not provide the second party with a copy of this Permit, both the Permittee and the second party shall be responsible for operating the source in compliance with the Permit and for any violation thereof.
7. **Maintenance:** The Permittee shall keep all equipment under this Permit in good working order through an active maintenance program established in accordance with the approved Operation and Maintenance Plans or, in its absence, with manufacturers' recommendations, and generally accepted industry standards.
8. **Malfunctions (Emergency Upsets):** A malfunction that causes emissions in excess of those allowable by either the Rules or these Permit Conditions shall constitute a violation. Any affirmative defense of a violation caused by a malfunction shall be documented in accordance with §501 of Rule 100.
9. **Modifications:** The Permittee shall notify the Control Officer, in accordance with the Rules, of changes, replacements or additions to the source which are not covered by this Permit.
10. **Operations:** The Permittee shall operate all equipment and processes in accordance with these Permit Conditions, applicable approved operations and maintenance plans, and all applicable requirements of Federal laws, Arizona laws, and Maricopa County Air Pollution Control Rules and Regulations.

The Permittee shall halt or reduce activities if necessary in order to maintain compliance with these Permit Conditions, all approved operations and maintenance plans, and all applicable requirements of Federal laws, Arizona laws, and Maricopa County Air Pollution Control Rules and Regulations.

11. **Portable Sources:** If this Permit is for a portable source, the Permittee shall notify this Department, Attn: Air Quality Compliance Supervisor, in writing at least ten days in advance of moving to any location in Maricopa County. The notification shall include, at a minimum, the information required by §410 of Rule 200.

If the proposed location will have additional sources of air pollution under the control of the Permittee, the notification shall also contain a summary of the projected and allowable emissions for these additional sources.

The ten day notification requirement may be waived if both of the following conditions are met:

- a. the Permittee can demonstrate to the satisfaction of the Control Officer that an emergency situation existed, and

- b. the Permittee notifies the Department of the required information by telephone as soon as is practical and follows up with a written copy within seven days.

The Permittee shall submit any fees required by Rule 280 at the time that the notification is filed.

If the Permittee obtains an air quality permit from the Arizona Department of Environmental Quality (ADEQ) for any source covered by this Permit, the Permittee shall provide a copy of the ADEQ permit to the Department within 30 days of its issue.

- 12. **Record Keeping:** The Permittee shall maintain accurate records as required by these Permit Conditions and by Section 500 of all applicable Rules. These records will be kept in a form which allows easy verification of compliance with these Permit Conditions and any applicable Rules.

All records shall be kept for a minimum of three years except that all records required to demonstrate that an air pollution control device is being operated properly shall be retained for five years.

All records required by this Permit shall be made available for inspection upon request by a representative of the Control Officer.

Upon request, the Permittee shall furnish to the Control Officer copies of records required to be kept by this permit.

- 13. **Renewal:** The Permittee shall file an application for a permit renewal at least six months, but not more than 18 months, before the expiration date of this Permit.
- 14. **Reopening For Cause:** This Permit shall be reopened or revised prior to expiration under any of the following conditions:
  - a. either the Control Officer or the Administrator of the United States Environmental Protection Agency (Administrator) determines that this Permit contains a material mistake or that inaccurate statements were made in establishing the emission standards or other terms or conditions of this Permit, or
  - b. either the Control Officer or Administrator determines that this Permit must be revised or revoked to assure compliance with the applicable requirements.
- 15. **Reporting:** If notified, the Permittee shall submit an annual emissions inventory report to the Control Officer. The report shall summarize the activities and air pollution emissions from the facility during the previous calendar year in accordance with §507 of Rule 100. The report shall be filed on a form supplied by the Control Officer and shall be due by April 30 or 90 days after the Control Officer makes the forms available, whichever is later.

The Permittee shall furnish to the Control Officer, within a reasonable time, any information that the Control Officer may request in writing to determine whether cause exists for revising or revoking and reissuing this Permit or to determine compliance with this Permit.

Upon request, the Permittee shall furnish to the Control Officer copies of records required to be kept by this Permit.

The Permittee shall file any additional reports required by the Control Officer in a complete and timely manner.

16. **Right to Entry:** The authorized representative of the Control Officer, upon presentation of credentials, shall be permitted:
- a. to enter upon the premises where the source is located or emissions-related activity is conducted, or in which any records are required to be kept under the terms and conditions of this Permit, and
  - b. to have access to and copy, at reasonable times, any records required to be kept under the terms and conditions of this Permit, and
  - c. to inspect any source, at reasonable times, equipment (including monitoring and air pollution control equipment), practices or operations regulated or required in this Permit, and
  - d. to sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with this Permit or other applicable requirements, and
  - e. to record any inspection by use of written, electronic, magnetic, and photographic media.

No claim of confidentiality for trade secrets or commercial information available to the Permittee under Arizona Revised Statutes (ARS) 49-487 or Rule 200 §400 can limit the scope of or otherwise interfere with an on-site inspection by a representative of the Control Officer.

17. **Rights and Privileges:** This Permit does not convey any property rights nor exclusive privileges of any sort.
18. **Severability:** The provisions of this Permit are severable, and, if any provision of this Permit is held invalid, the remainder of this Permit shall not be affected thereby.
19. **Start-up Notification:** The Permittee shall give written notification to the Department, Attention Compliance Supervisor, at least 7 days but no more than 30 days before the initial start-up of any new equipment or process. Start-up shall be defined as the use of any equipment or process covered by this Permit in a manner that emits or controls a regulated air pollutant. However, startup shall not be considered as having occurred if the equipment or process is operated solely for the purpose of calibration or test runs.

This startup notification does not apply to processes or equipment recognized by the Control Officer as being trivial or insignificant activities.

20. **Temporary Equipment:** The Permittee shall notify the Control Officer and obtain appropriate approval, in accordance with the Rules, prior to the installation or operation of any temporary or contractor operated equipment not covered by this Permit.

**SPECIFIC CONDITIONS:**

21. **Allowable Emissions:** The Permittee shall not allow emissions into the atmosphere in excess of any of the following:

	Daily Emission Limits	Twelve Month Rolling Average Emission Limits
Total Volatile Organic Compounds (VOCs) including HAPs	150 pounds	24.9 tons
Total Particulates	150 pounds	24.9 tons
Particulates Less Than 10 Microns (PM10)	85 pounds	14.9 tons
Total Hazardous Air Pollutants (HAPs)	75 Pounds	12.49 tons
Single Hazardous Air Pollutant	30 Pounds	4.9 tons

The twelve month rolling average shall be calculated by summing the total emissions over the most recent twelve calendar months.

22. **Control Parameters:**
- All spraying operations shall be conducted utilizing a spray gun with a transfer efficiency of at least 65% as certified by the manufacturer and accepted by the Control Officer. Other methods of application may be used if they result in at least a 65% transfer efficiency.

- b. The Permittee shall conduct all spraying operations inside of the painting enclosure.
- c. The Permittee shall not conduct spraying operations if there are gaps, tears or holes in the spray painting enclosure.
- d. The Permittee shall conduct spray coating operations in such a manner that ensures that at least 96% of the over spray remains within the enclosure. This includes, but is not limited to the following:
  - 1. Using the spray gun in a horizontal or downward pointing manner so that over spray is directed at the walls or floor of the enclosure.
  - 2. Not spraying within three feet of the open end and two feet of the top of the enclosure.
  - 3. Conducting spraying operations when wind conditions do not cause over spray to be visibly emitted from the enclosure.
- e. All the material handling operations and mixing operations shall be conducted in a enclosed room with a filtered exhaust.
- f. Mixing tanks or containers shall be leak free and always be covered except during mixing, transferring, and cleaning operations.
- g. The containers or drums containing resin, catalyst and gel coat shall be properly handled and must be leak free. The exposure of resin and catalyst to the atmosphere must be minimized during transfer operations.

The Permittee shall not allow emissions from all material handling operations and grinding operations including, but not limited to handling and transfer operations pertain to the filler material into the atmosphere to exceed 20% opacity.

The particulate emissions from grinding operations shall be controlled using a dust collector

- 23. **Record Keeping:** The following lists and records shall be kept in a complete and consistent manner:
  - a. Current List: The Permittee shall maintain a current list of all VOC containing materials used in the manufacturing process at the facility, stating the VOC content of each in either pounds per gallon or grams per liter.
  - b. Materials: The Permittee shall maintain monthly usage records showing the type, and amount of all the materials used in the manufacturing process expressed as either pounds or gallons.
  - c. Cleaning: The Permittee shall keep all the records about spray gun cleaner. The parts of the gun cleaner shall be cleaned in a solvent container which is closed when not in use. The used solvent shall be disposed of in a manner which does not allow it to evaporate in to the atmosphere.
  - d. Disposal: The Permittee shall keep records of the disposal of VOC containing material. Records of hazardous waste disposal shall be kept in accordance with hazardous waste disposal statutes.
- 24. **Training:** The Permittee shall provide training to all individuals before they are involved in any material handling or equipment operations. Training shall include, at

a minimum, proper application techniques, cleaning procedures, and equipment setup and adjustment as well as record keeping, VOC containment and VOC disposal requirements. Refresher training shall be given at least annually.

25. **Operation and Maintenance Plan:**

The Permittee shall submit an approvable Operation and Maintenance (O&M) Plan to the Division, in accordance with the Division guidelines for each of the following

- a. Dust Collector.
- b. Spray Booth.

As part of the O&M Plan, the Permittee shall establish appropriate ranges for the key operating parameters for the listed equipment. The Permittee shall monitor, operate and maintain the equipment in accordance with approved O&M Plan.

26. **Other:**

VOC Containment and Disposal: The Permittee shall take all reasonable measures to keep VOCs from evaporating into the atmosphere including, but not limited to:

- a. All materials from which VOCs can evaporate shall be stored in closed containers when not in use. Such containers one gallon and larger shall be legibly labeled with their contents. VOC containing materials shall be disposed of in closed containers.
- b. All containers and mixing tanks containing VOCs shall be leak free and shall be kept covered except when the materials are being transferred or when the containers are being cleaned.